

Conte C. Cicala, State Bar No. 173554  
CLYDE & CO US LLP  
101 Second Street, 24<sup>th</sup> Floor  
San Francisco, California 94105  
Telephone: (415) 365-9800  
Facsimile: (415) 365-9801

Attorneys for Plaintiff  
MITSUI O.S.K. LINES, LTD.

Brendan Collins  
GKG Law, P.C.  
1055 Thomas Jefferson Street, NW  
Washington DC 20007-4492  
Email: bcollins@gkglaw.com

Attorneys *pro hac vice* for Defendant  
SKY-WORLD INT'L EXPRESS, INC.

Paul Arenas, State Bar No. 167863  
MARRON LAWYERS  
3711 Long Beach, CA 90807  
Telephone: (562) 432-7422  
Facsimile: (562) 432-8682  
Email: parenas@marronlaw.com

Attorneys for Defendant  
SKY-WORLD INT'L EXPRESS, INC.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

MITSUI O.S.K. LINES, LTD.,

Plaintiff,

v.

CB FREIGHT INT'L, INC., et al.,

Defendants.

Case No. 4:15-cv-05289-KAW

**STIPULATION TO SEVER DEFENDANT  
CB FREIGHT INT'L, INC. FROM THE  
ACTION AND AMENDED ORDER**

WHEREAS, this action was filed on November 18, 2015 and assigned to Magistrate Judge  
Kandis A. Westmore;

WHEREAS, both Plaintiff Mitsui O.S.K. Lines, Ltd. ("MOL"), and Defendant Sky-World  
Int'l Express, Inc. ("Sky-World") filed their consent to proceed before Magistrate Judge Westmore  
on December 9, 2015 and March 15, 2016 respectively;

WHEREAS, Defendant CB Freight Int'l, Inc. ("CB Freight") has not appeared and,  
therefore, has not consented to Magistrate Judge Westmore's jurisdiction;

WHEREAS, default was entered against CB Freight on March 2, 2016;

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WHEREAS, on August 9, 2016, Plaintiff MOL and Defendant Sky-World filed a case management conference statement stating that they have reached a settlement and expect to file a dismissal within 90 days;

WHEREAS, it is necessary to sever this case as to Defendant CB Freight because it has not consented to proceed before Magistrate Judge Westmore;

NOW THEREFORE, Plaintiff MOL and Defendant Sky-World by and through their attorneys hereby stipulate and agree that Plaintiff's action against Defendant CB Freight be severed.

Dated: August 17, 2016

CLYDE & CO US LLP

By: /s/ Conte C. Cicala  
Conte C. Cicala  
Attorneys for Plaintiff  
MITSUI O.S.K. LINES, LTD.

Dated: August 17, 2016

MARRON LAWYERS

By: /s/ Paul Arenas  
Paul Arenas  
Attorneys for Defendant  
SKY-WORLD INT'L EXPRESS, INC.

Dated: August 17, 2016

GKG LAW, P.C.

By: /s/ Brendan Collins  
Brendan Collins (*pro hac vice*)  
Attorneys Defendant  
SKY-WORLD INT'L EXPRESS, INC.

L.R. 5-1 (i) ATTESTATION

In compliance with Local Rule 5-1, I hereby attest that concurrence in the filing of this document has been obtained from the other signatory.

Dated: August 17, 2016

/s/ Conte C. Cicala

Conte C. Cicala

IT IS SO ORDERED, that Defendant CB Freight International, Inc., be severed from this case and that a new case be opened and directly assigned to Magistrate Judge Westmore. The filing fee is waived. The following documents are to be docketed in the new case and shall maintain their original date of filing: 1, 19, 21, 22, 23, 40 and this order.

DATED: 8/30/16

Kandis Westmore  
KANDIS A. WESTMORE  
United State Magistrate Judge

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